IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUIT NO.1826 OF 1998

Mrs.Tehmi E. Hilloo ...Plaintiff

Versus

Shri Ashok Shah & Anr. ...Defendants

Shri P.Kolpate for the Plaintiff.

Shri Luckyraj Indorkar i/by Hariani & Co for the Defendants.

CORAM : ABHAY S.OKA, J.
DATED : AUGUST 13, 2007.

P.C.:

1. The suit is listed under the caption of "Undefended Suits for Exparte Decree". The learned counsel appearing for the Plaintiff seeks time on the ground that the Advocate on record for the Plaintiff could not contact the Plaintiff as her telephone numbers have changed.

2. On 05th July, 2007 time was granted to the counsel for the Plaintiff to enable him to contact the Plaintiff. On 31st July, 2007 on the request made by the counsel for the Plaintiff, time was specifically granted as a last chance till today. The order dated 31st July, 2007 records that no further time will be granted.

3. In view of order dated 31st July, 2007, further time cannot be granted. The Plaintiff has not contacted her Advocate on record. It is, therefore, obvious that the Plaintiff is not interested in prosecuting the suit. Hence, the suit is dismissed for non prosecution.

JUDGE